

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

THIS DOCUMENT RELATES TO:

ALL CASES

MDL No. 2804

Case No. 1:17-md-2804

Judge Dan Aaron Polster

REQUEST FOR PROCEEDINGS TO BE ON THE RECORD

On behalf of the Defendants listed below,¹ the undersigned counsel respectfully request that the Case Management Conference with the Court currently set for December 4, 2019 at 2:30 p.m. Eastern Time, be recorded by a court reporter. *See* 28 U.S.C. § 753(b)(3) (“Each session of the court ... shall be recorded verbatim by shorthand, mechanical means, electronic sound recording, or any other method”; “Proceedings to be recorded under this section include . . . such other proceedings as . . . may be requested by any party to the proceeding.”).

¹ CVS Pharmacy, Inc., CVS Rx Services, Inc., Ohio CVS Stores, L.L.C., CVS Indiana, L.L.C., Discount Drug Mart Inc., Giant Eagle, Inc., HBC Service Company, Rite Aid of Ohio, Inc., Rite Aid of Maryland, Inc., d/b/a Rite Aid Mid-Atlantic Customer Support, Walmart Inc., Walgreen Co., and Walgreen Eastern Co.

Dated: December 3, 2019

Respectfully Submitted,

/s/ Eric R. Delinsky

Eric R. Delinsky
Alexandra W. Miller
ZUCKERMAN SPAEDER LLP
1800 M Street, NW
Suite 1000
Washington, DC 20036
Telephone: (202) 778-1800
Facsimile : (202) 822-8106
E-mail: edelinsky@zuckerman.com
E-mail: smiller@zuckerman.com

*Counsel for CVS Rx Services, Inc. and CVS
Indiana, L.L.C.*

/s/ Kaspar Stoffelmayr

Kaspar Stoffelmayr
Katherine M. Swift
BARTLIT BECK LLP
54 West Hubbard Street
Chicago, IL 60654
Telephone: (312) 494-4400
Facsimile: (312) 494-4440
E-mail: kaspar.stoffelmayr@bartlitbeck.com
E-mail: kate.swift@bartlitbeck.com

*Counsel for Walgreen Co. and
Walgreen Eastern Co.*

/s/ Kelly A. Moore

Kelly A. Moore
MORGAN, LEWIS & BOCKIUS LLP
101 Park Avenue
New York, NY 10178
Telephone: (212) 309-6612
Facsimile: (212) 309-6001
E-mail: kelly.moore@morganlewis.com

*Counsel for Rite Aid of Ohio, Inc. and Rite Aid of
Maryland, Inc., d/b/a Rite Aid Mid-Atlantic
Customer Support Center*

/s/ Tina M. Tabacchi

Tina M. Tabacchi
Tara A. Fumerton
JONES DAY
77 West Wacker
Chicago, IL 60601
Telephone: (312) 269-4335
Facsimile: (312) 782-8585
E-mail: tmtabacchi@jonesday.com
E-mail: tfumerton@jonesday.com

Counsel for Walmart Inc.

/s/ Timothy D. Johnson

Timothy D. Johnson
CAVITCH, FAMLO & DURKIN, CO. LPA
Twentieth Floor
1300 East Ninth Street
Cleveland, Ohio 44114
Telephone: (216) 621-7860
Facsimile: (216) 621-3415
E-mail: tjohnson@cavitch.com

Counsel for Discount Drug Mart, Inc.

/s/ Robert M. Barnes

Robert M. Barnes
Scott D. Livingston
Joshua A. Kobrin
MARCUS & SHAPIRA LLP
35th Floor, One Oxford Centre
301 Grant Street
Pittsburgh, PA 15219
Telephone: (412) 471-3490
Facsimile: (412) 391-8758
E-mail: rbarnes@marcus-shapira.com
E-mail: livingston@marcus-shapira.com
E-mail: kobrin@marcus-shapira.com

*Counsel for Giant Eagle Inc. and HBC Service
Company*

CERTIFICATE OF SERVICE

I, Katherine M. Swift, hereby certify that the foregoing document was served on
December 3, 2019 via the Court's ECF system to all counsel of record.

/s/ Katherine M. Swift

Katherine M. Swift

*Counsel for Walgreen Co. and
Walgreen Eastern Co.*